IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.3446 OF 2002
IN
SUIT NO.3789 OF 2002

Canara Bank ..Plaintiffs

Vs.

Sai Tours and Travels & Ors. ..Defendants

Mr.Shivanand Nandedkar i/b M.Janardhanan for the plaintiffs

CORAM : S.U.KAMDAR, J
DATED : 3RD OCTOBER, 2005

P.C.:

. Order dt.22.9.05 is recalled and the substituted by followiinng order:

. The present motion is taken out on the basis of hypotheticated machinery and other assets. However,the learned counsel for the plaintiffs fairly concedes that no such hypothecation agreement is executed. In that view of the matter, Motion is dismissed.